IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and

THE HON'BLE MR JUSTICE G.CHANDRAIAH

TAKEN UP WRIT PETITION NO : 11765 of 2005

Between:

Manoj Upadhyay, S/o. Kaluram Upadhyay,
R/o. 15-7162, Bhazwaangunj, Begum Bazar, Hyderabad.

..... PETITIONER

AND

1 The Station House Officer, Narayanaguda Police Station,

Hyderabad.
2 The Commissioner of Police, Twin Cities, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an Order, direction or a Writ, more particularly one in the nature of Writ of Habeas Corpus directing the Respondents herein to produce the father and brother of the petitioner herein Viz., Kaluram Upadhyay, aged about 72 years, and Yougesh Upadhyay, aged about 23 years before this Hon'ble Court, who were illegally detained by the Police Personnel of Narayanaguda Police Station, Hyderabad, on 10-5-2005, apprehending danger to their lives, and to set them at liberty forthwith and to pass such other or further orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner:THROUGH LETTER

Counsel for the Respondents: GP FOR HOME

The Court at the stage of admission made the following :

O R D E R (Per the Hon'ble Sri Bilal Nazki, ACJ):

In the counter-affidavit, it has been stated that the alleged detenu No.1 (Kaluram Upadhyay) was arrested on 17-05-2005 in connection with Crime No.133 of 2005 of Narayanguda Police Station, for the offences under Sections 457 and 380 IPC, and he was sent to judicial remand and later was released on bail. It has been further stated that the alleged detenu No.2 (Yougesh Upadhyay) had accompanied his father, detenu No.1, to the police station and after arrest of detenu No.1, he left the police station. The letter was addressed by the petitioner to this Court on 24-05-2005. In this view of the matter, the writ petition has become infructuous, which is accordingly dismissed. No order as to costs.

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(Bilal Nazki, ACJ)

13th June, 2005

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(G.Chandraiah,J)

vrn

To

1 The Station House Officer, Narayanaguda Police Station,

Hyderabad.

2 The Commissioner of Police, Twin Cities, Hyderabad.

3 Two C.Cs to the G.P. for Home, High Court Buildings, A.P.,

Hyderabad (OUT)

4 The Officer concerned, Public Interest Litigation Cell, High

Court Buildings, A.P., Hyderabad.

5 The Secretary, A.P. State Legal Advisory Board, High Court

Buildings, A.P., Hyderabad

6 The Secretary to Government, Home Department, Secretariat,

Hyderabad.

7 Two C.D copies.

8 Two C.Cs to the Advocate General, High Court Buildings, A.P.,

Hyderabad.